



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

STEPHANIE C. KOPELOUSOS
SECRETARY

June 16, 2008

NOTICE OF INTENT NOT TO AWARD

PROJECT/PROPOSAL NO: TEMPORARY TRI-RAIL STATION DESIGN-BUILD PROJECT / RFP-DOT-07/08-6093DS
FINANCIAL PROJECT NO: 406800-9-52-01
CONTRACT NUMBER: E6E73
COUNTY(IES): MIAMI-DADE
DATE RESPONSES ARE DUE: JUNE 2, 2008, BEFORE 2:00 P.M.
LOCATION: DISTRICT SIX ADAM LEIGH CANN BUILDING
1000 NW 111TH AVENUE, FRONT LOBBY
MIAMI, FLORIDA 33172

PROJECT DESCRIPTION: THE FDOT (DEPARTMENT) ISSUED A REQUEST FOR PROPOSAL UNDER SECTION 337.11(7), FLORIDA STATUTES, TO SOLICIT COMPETITIVE BIDS & PROPOSALS TO CONSTRUCT A TEMPORARY TRI-RAIL STATION NORTH OF NW 25TH ST IN MIAMI-DADE COUNTY.

It is the intent of the Department of Transportation to not award the above Contract. Any bidder who feels this decision to not award has adversely affected them, must file with the Clerk of Agency Proceedings, 605 Suwannee Street, Tallahassee, Florida, a written Notice of Protest within 72 hours of posting of the Bid Tabulations.

Pursuant to DOT Rule 14-25, Section 120 and Section 337.11, Florida Statutes any person who is adversely affected by the agency decision or intended decision shall file with the agency a notice of protest in writing within 72 hours after the posting of the notice of decision or intended decision. With respect to a protest of the terms, conditions, and specifications contained in a solicitation, including any provisions governing the methods for ranking bids, proposals, or replies, awarding contracts, reserving rights of further negotiation, or modifying or amending any contract, the notice of protest shall be filed in writing within 72 hours after the posting of the solicitation. The formal written protest shall be filed within 10 days after the date the notice of protest is filed. The formal written protest shall state with particularity the facts and law upon which the protest is based. Saturdays, Sundays, and state holidays shall be excluded in the computation of the 72-hour time periods provided by this paragraph. "Failure to file a protest within the time prescribed in section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under chapter 120, Florida Statutes." Any person who files an action protesting a bid solicitation, a bid rejection, or an award pursuant to this section shall post with the department, at the time of filing a notice of protest, a bond payable to the department in the following amounts:

1. For an action protesting a bid solicitation that requires qualification of bidders, the bond shall be \$5,000.
2. For an action protesting a bid rejection or contract award that requires qualification of bidders, the bond shall be equal to 1 percent of the lowest bid submitted or \$5,000, whichever is greater.
3. For an action protesting a bid solicitation, bid rejection, or contract award that does not require qualification of bidders, the bond shall be \$2,500. The required notice of protest, bond and formal protest must each be timely filed with the Clerk of Agency Proceedings, Florida Department of Transportation, Mail Station 58, 605 Suwannee Street, Tallahassee, Florida 32399-0458. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

<u>COMPANY NAME</u>	<u>BID PRICE PROPOSAL</u> (BPP)	PROPOSED CONTRACT DAYS (PCT)	CONTRACT DAYS * \$5,000 / DAY (UDC)	TIME ADJUSTED BID AMOUNT BPP + (PCT * UDC)	LOW BID TECHNICAL PROPOSAL (PASS / FAIL)	RESPONSIVE/ NON-RESPONSIVE
STATE CONTRACTING & ENGINEERING CORP.	\$5,146,000.00	251	\$1,255,000.00	\$6,401,000.00	PASS	RESPONSIVE
MCM CORPORATION	\$6,551,030.00	270	\$1,350,000.00	\$7,901.030.00	N/A	RESPONSIVE

ALL BIDS REJECTED

OFFERS FROM THE VENDORS LISTED HEREIN ARE THE ONLY OFFERS RECEIVED TIMELY AS OF THE ABOVE OPENING DATE AND TIME. ALL OTHERS OFFERS, SUBMITTED IN RESPONSE TO THIS SOLICITATION, IF ANY, ARE HEREBY REJECTED AS LATE

POSTING AWARD OF THIS PROJECT IS CONTINGENT OF FUNDS APPROVAL

POSTING DATE & TIME: 06/16/2008 @ 5:00 P.M.
REMOVAL DATE AND TIME: 06/19/2008 @ 5:00 P.M.